

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE:

CASE NO. 5:13-cv-03766 EJD

JACQUELINE CARLIN MELCHER,
Debtor.

(Appeal from Bankr. N.D. Cal. (San Jose) Case
No. 01-53251 ASW)

JACQUELINE CARLIN MELCHER,
Plaintiff(s)/Appellant(s),
v.

**ORDER DIRECTING CLERK TO
REASSIGN CASE**

JOHN W. RICHARDSON, Trustee in
Bankruptcy,

Defendant(s)/Respondent(s).

Having determined this action was incorrectly assigned under the terms of General Order 44, the court orders the Clerk to reassign this action to Judge Ronald M. Whyte as matters arising from the same underlying bankruptcy case are already pending, or have been pending, before Judge Whyte.¹

Dated: August 20, 2013


EDWARD J. DAVILA
United States District Judge

¹ Section (D)(7) of General Order 44 states: "Notwithstanding any other provision of the assignment plan, the Clerk shall assign a bankruptcy matter to the same judge who was assigned any previously filed bankruptcy matter arising from the same case in the United States Bankruptcy Court."